



DIRECTORATE OF INVESTIGATIONS AND ASSET TRACING

MONTHLY REPORT FOR OCTOBER, 2007

Introduction

The Directorate of Investigations and Asset Tracing is one of the four Directorates of the Kenya Anti-Corruption Commission. The Directorate is charged with the responsibility of investigating Corruption and Economic Crimes and other offences stipulated under the Anti-Corruption and Economic Crimes Act (2003).

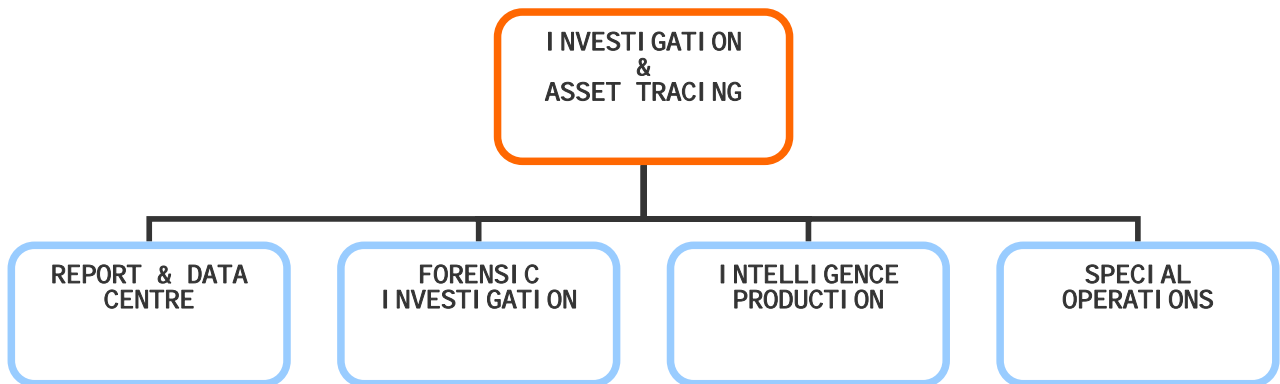
The Directorate is further mandated to investigate the extent of liability for the loss of or damage to any public property for purposes of recovery or compensation. This is besides investigating and tracing the whereabouts of corruptly acquired assets for purposes of recovery.

In addition, the Directorate is also mandated to assist any law enforcement agency in the country in the investigation of corruption or economic crimes.

The Directorate comprises four Departments namely:

- i. Reports and Data Centre,
- ii. Forensic Investigations (FI),
- iii. Special Operations (SO) and
- iv. Intelligence Production

Structure of the Directorate



Mombasa Office

The Mombasa Regional Office currently under the Directorate of Investigations and Asset began operations on 4th June 2007. All the four departments of the Directorate namely Reports and Data Centre, Forensic Investigations (FI), Special Operations (SO) and Intelligence Production are represented and have begun operations. The office is yet to be officially launched.

Reports and Data Centre - Nairobi

During the month of **October 2007**, the Reports and Data Department has processed a total of **428** (new) reports. After analysis and classification, **81** reports disclosed (possible) offences within the mandate of the Commission and were dealt with as follows: **27** cases were forwarded to the Special Operations Department for immediate action, **53** called for preliminary investigations and were consequently forwarded to the Intelligence Production Department and **1** case was forwarded to the Forensics Department.

The remaining **347** cases were found to be outside the Commission’s mandate and were disposed of as follows:

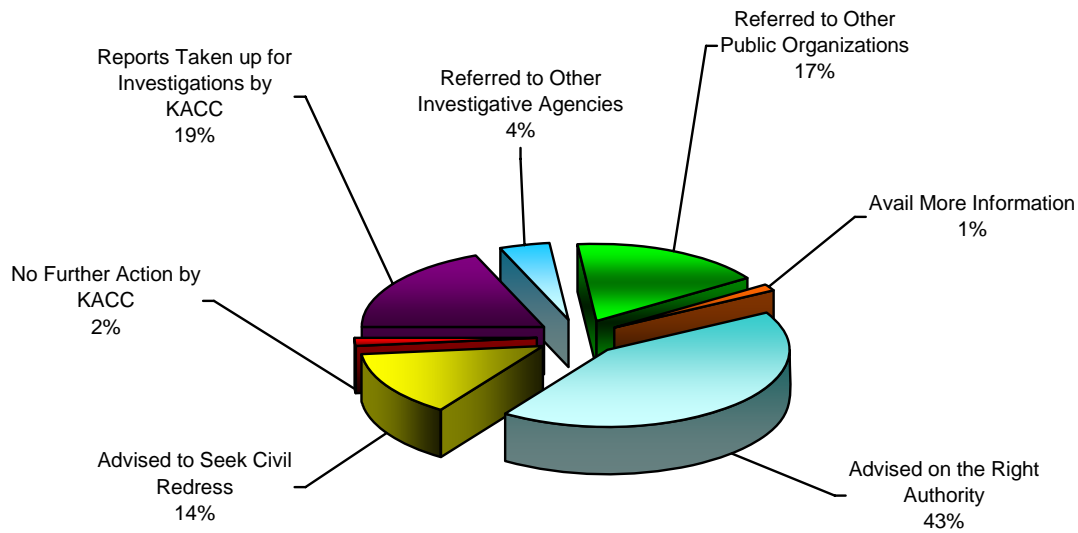
- i. **19** cases were forwarded to other investigative agencies for action- with the Criminal Investigations Department accounting for **10**, Police **4**, KRA **3** and the Immigration Department **2**.
- ii. **73** cases to various public service organisations for administrative intervention,
- iii. in **59** cases the complainants were advised to seek civil redress,
- iv. in **183** cases the complainants were advised on the right authority to report to,
- v. **7** after analysis were recommended for No Further Action, and
- vi. in **6** of the cases the complainants were requested to avail more details.

In the same period a total of **226** clients/informants visited the Department to lodge reports and /or seek advice. Of this number, **187** were visiting the Commission for the first time, while the remaining **39** were following up on their cases.

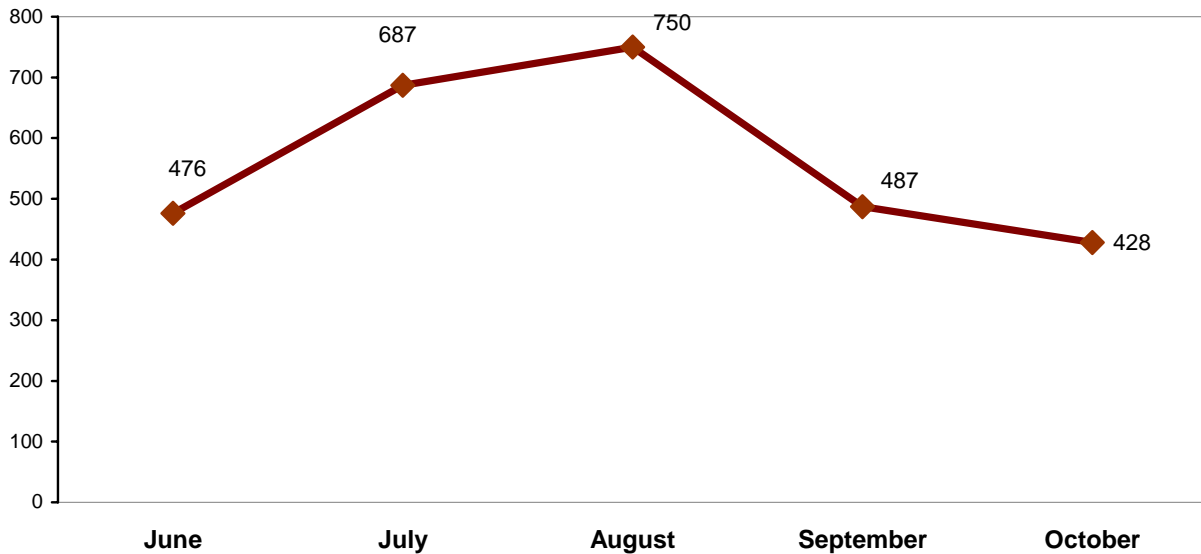
Categorization of Reports Processed in October

	Category	Referral Agency	No. of cases	TOTAL
1	Reports taken-up for action by KACC	KACC - Intelligence Productions	53	81
		KACC – Special Operations	27	
		KACC – Forensics	1	
2	Reports Forwarded to Other Investigative Agencies	General Duty Police	4	19
		Criminal Investigations Department	10	
		Kenya Revenue Authority KRA	3	
		Department of Immigration	2	
3	Reports Forwarded to Other Public Service Organisations	Ministry of Education	19	73
		Ministry of Local Government	7	
		Ministry of Health	6	
		CDF National Management Committee	5	
		Ministry of Roads and Public Works	4	
		Ministry of State for Internal Security	4	
		Ministry of Water and Irrigation	3	
		Ministry of Co-operative Development	2	
		Other Public Service Organisations	23	
4	Advised to Pursue the Matter in Court			59
5	Advised on the right authority to report matter to			183
5	Complainants to Avail More Information			6
6	No Further Action by KACC			7
Total				428

Categorization of reports Processed by KACC in October 2007



Comparative Analysis Showing the Cases received for the past 4 months.



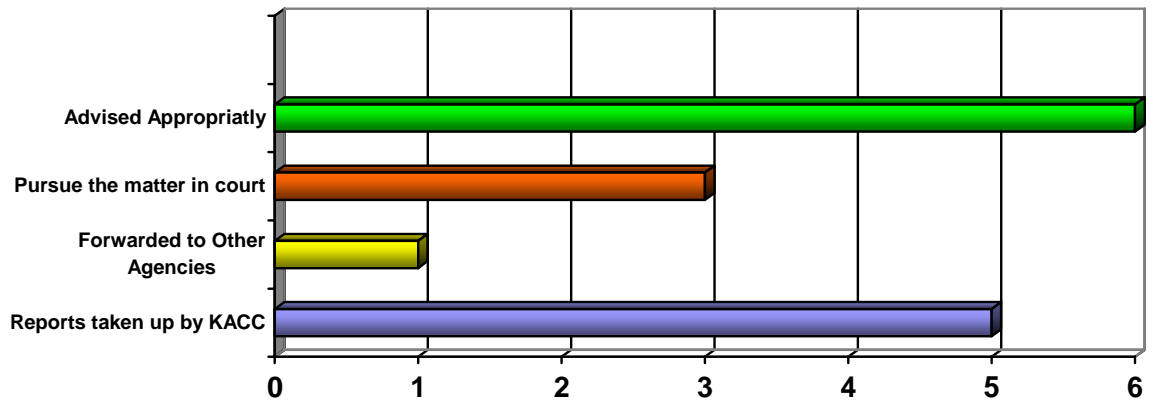
Reports and Data Centre - Mombasa

In the month of October 2007, the Reports and Data Department (Mombasa Regional Office) processed a total of 17 new reports. Following is the breakdown and the manner of disposal after analysis:

Breakdown and Manner of Disposal of the Complaints Received

	Referral Category	Referral Agency	No	TOTAL
1	Reports taken-up for action by KACC	KACC - Intelligence Productions	0	5
		KACC – Special Operations	2	
		KACC – Forensics	3	
2	Reports Forwarded to Other Investigative Agencies	Criminal Investigations Department	1	1
3	Reports Forwarded to Other Public Service Organisations	Family Health International	1	2
		National Water conservation & Pipeline Co-operation	1	
4	Advised to Pursue the Matter in Court			3
5	Advised on the right authority to report matter to			6
Total				17

Graphical Representation of Cases Processed



Forensic Investigations – Nairobi

Summary of Cases as at 30th October 2007

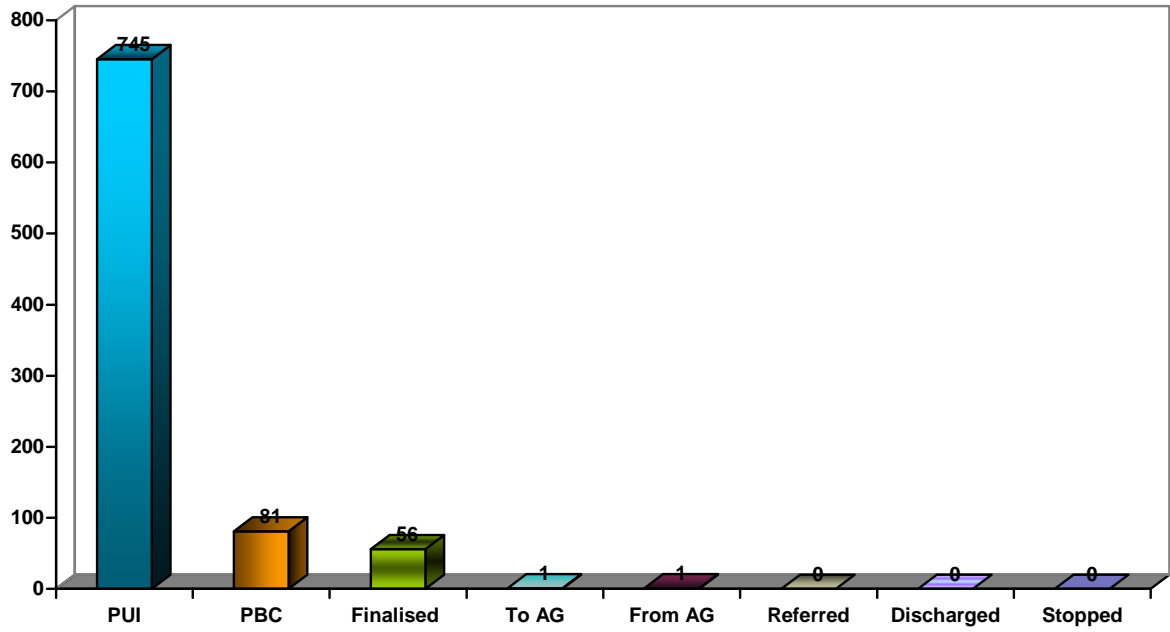
Item	Description	No. of Cases	
		Segment	Total
1.PUI	Cases Pending Investigation	468	745
	Completed Files with the Crime Reader	24	
	Cases Pending Allocation for Investigation	253	
2.PBC	Cases Pending Before Court (PBC)	80	81
	PBC with Part Discharges	1	
	PBC With Prohibition Orders	-	
3.FINALISED	Cases finalised before court:		
	- Convictions	13	56
	- Acquittals	10	
	- Discharges	32	
	- 'Nolle prosequi'	1	
4. To A-G	Files Sent to A-G		
	With Recommendation to Prosecute	-	1
	With Recommendation for Closure	1	
	With Recommendation for Administrative Action	-	
5. From A-G	Attorney-General Advice		
Advice	- To Prosecute	1	1
	- For Closure	-	
	- For further Investigation	-	
	- Administrative Action	-	
	- Consolidated Files	-	
6.REFERRED	Cases Referred to Other Agencies	-	-
7.DISCHARGE	Discharges under s. 87(a) for New Charges	-	-
8.STOPPED	PUI Cases stopped by Court injunctions	-	-
Total Number of Cases			

Case Output For The Month Of October 2007

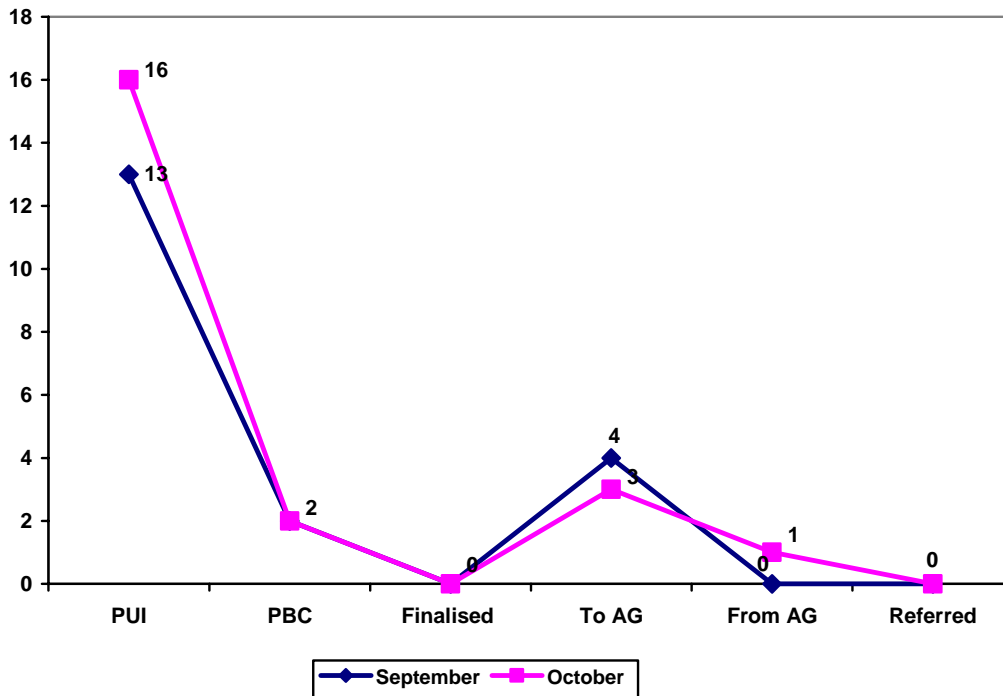
Item	Description	No. of Cases	
		Segment	Total
1.PUI	Cases Pending Investigation		
	Cases Received for Investigation	2	16
	Cases Assigned for Investigation	8	
	Completed Files Forwarded to Crime Reader	6	
2.PBC	Cases Taken to Court:		
	- Cases Taken for Plea	2	2
3.Finalised	Cases Finalized Before Court:		
	- Convictions	-	-
	- Acquittals	-	
	- Discharges	-	
	- 'Nolle prosequi'	-	
4.TO A-G	Files sent to the Attorney-General:		
	- With Recommendation to Prosecute	-	3
	- With Recommendation for Closure	1	
	- With Recommendation for Administrative Action	-	
	- After Further Investigation	2	
5. From A-G	Files Received from the Attorney-General		
	To Prosecute	1	1
	To Close Due to Insufficient Evidence	-	
	For Administrative Action	-	
	For Further Investigation	-	
	For Consolidated	-	
6.REFERRED	Cases Referred to Other Agencies	-	-
7.REPORTS	Investigation Reports Prepared For Action	-	-

* Bribe demand cases not included.

Graphical Representation of the Cases as of October 30th 2007



Comparative Analysis of Cases processed in August and October

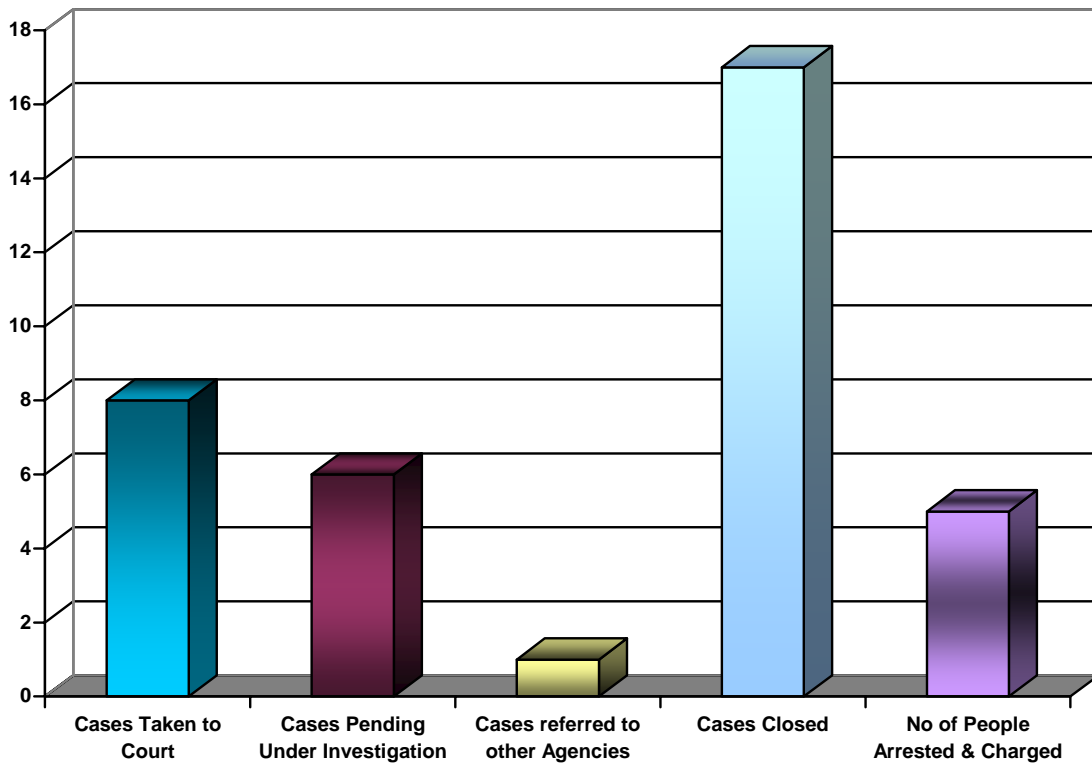


Special Operations – Nairobi

Below is a tabulation of the number of cases handled by the department during the month under review and the respective status;

Category		Status	No. of cases
1	Bribery	Number of cases taken to court	8
		Cases pending under Investigations	6
		Cases referred to other agencies	1
		Cases Closed, No Further Action	17
TOTAL			32
Number of persons arrested and charged			5
PAKA (Pending Arrest Known Accused)			-

Graphical Representation of the cases processed.



Special Operations – Mombasa.

Below is a tabulation of the number of cases handled by the department during the month under review and the respective status;

	Category	No of Cases
1	Cases Reported	2
2	Cases NFA	2
3	Cases PBC	1

Case Extracts for the Month

Intelligence Production – Nairobi

The Intelligence Production Department undertook the following activities during the month under review:

Category		Number
		Total number of cases
		80
1	Intelligence Production Department	Collection
		21
		Police project
		17
		Preliminary Investigation
		12
		For Intelligence
		8
		Operation City Hall
		5
		LATF/CDF project
		4
		Lands project
		3
		Immigration project
3		
For Mombasa office		
1		
Operation Health		
1		
For integrity testing		
1		
Weighbridges (For a tactical operation)		
1		
TSC project		
1		
Referral		
1		
Operation Haki		
1		
2	Preliminary Investigation	Total number of Cases received for PI
		18
		Cases under preliminary Investigation
		15
		Total number of Cases Completed
		15
		Completed cases recommended for closure
		2
Completed cases forwarded for full Forensic Investigation		
5		
Cases referred to Mombasa office		
2		
Cases referred to Legal department		
2		
Cases referred to other agencies for action		
4		
3	Covert operations	Total number of Cases received
		21
		Self-generated Cases
		2
Special Assignment (Military Recruitment)		
1		
Number of cases completed		
5		
Special Desks		

5	Nairobi City Council Project	Total Cases Received during the month	5
		Cases pending under inquiry	5
6	KRA Project	Total Cases Received during the month	1
		Cases pending under inquiry	1
7	CDF / LATF and RMLF	Total Cases Received	4
		Cases pending under inquiry	4
9	Operation Haki	Total Cases Received	1
		Cases pending under inquiry	1
10	Project General	Total Target study and Risk Analysis Initiated	3
		Completed Target Study and Risk Analysis	2
		Ongoing Target Study and Risk Analysis	4

Graphical Representation of the cases received

